THE HON'BLE SRI JUSTICE A.GOPAL REDDY

AND

THE HON'BLE SRI JUSTICE P.SWAROOP REDDY

WRIT PETITION No.11612 of 2007

Dated: 14.06.2007

Between:

Sambhani Chinna Rao

... PETITIONER

AND

1. The S.I of Police, Anti Gunda Squad,
   Vijayawada and two others.

...RESPONDENTS

THE HON'BLE SRI JUSTICE A.GOPAL REDDY

AND

THE HON'BLE SRI JUSTICE P.SWAROOP REDDY

WRIT PETITION No.11612 of 2007

ORDER: (***Per the Hon'ble Sri Justice A.Gopal Reddy***)

This is a taken up writ petition on the basis of the telegram, dated 25.05.2007, sent by the petitioner alleging that his son-in-law viz., Gundu Suribabu Alias Siva was illegally detained by the Sub Inspector of Police, Anti Gunda Squad, Vijayawada with the active connivance of Police, I-Town Police Station, Vijayawada on 18.05.2007.

In response to the notice issued, the second respondent/the Inspector of Police, I-Town Police Station, Vijayawada filed a counter-affidavit stating that one Ch.Subrahmanya Sastry, R/o. D.No.1-4/7-30/1, Kamakoti Nagar, Vidyadharapuram, Vijayawada filed a complaint on 16.02.2007 alleging that his son, who was sent to a shop to bring limes, did not return home and his whereabouts are not known. Based on the said complaint a case in Crime No.84 of 2007 was registered under the head of "Boy Missing". Later, the section of law was altered to Sections 302, and 379 I.P.C as the dead body of the son of the complainant was found in a decomposed condition with insecticides and spreading foul smell behind an abandoned building in the old R.T.C. Officers Colony, besides R.T.C Work Shop, Vidyadharapuram. In connection with the said crime, the alleged detenu was arrested on 26.05.2007 and was produced before the Chief Metropolitan Magistrate, Vijayawada. On such production, the alleged detenu was remanded to judicial custody and is now detained in Central Prison, Rajahmundry. It is further stated that the alleged detenu is in the habit of committing unnatural sexual intercourse with innocent minor boys, and that based on the reports of the victim boys as many as seven cases were registered against the

alleged detenu *vide* Crime Nos.298/2007, 299/2007, 300/2007, 301/2007, 305/2007, 306/2007 and 207/2007 for the offence punishable under Section 377 I.P.C. During the course of investigation, the alleged detenu was produced before the Chief Metropolitan Magistrate, Vijayawada on 04.06.2007 by filing Production Transit Warrants.

In view of the above averments made in the counter-affidavit, the allegation that the alleged detenu was illegally detained is false and the writ petition is accordingly dismissed.

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A.GOPAL REDDY, J

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P.SWAROOP REDDY, J

Date: 14.06.2007
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